

C H A P. XVII. them applied to the discharge of the debts aforesaid; saving and reserving nevertheless, to all persons not herein named, their several and respective rights.

C H A P. XVIII.

Passed December 14.
Preamble.

An ACT for the relief of Constant Disharoon, of Somerset county.

WHEREAS Constant Disharoon, of Somerset county, by his petition sets forth, that a negro slave of his was called out under the direction of the overseer of the road, to work thereon, and was unfortunately killed by the fall of a tree; and prays that some compensation may be made him for the loss he has sustained; and it appearing to this general assembly that the prayer of the said petition is highly reasonable,

Justices to levy money, &c.

II. *Be it enacted, by the General Assembly of Maryland,* That the justices of Somerset county court have full power and authority to assess on the assessable property in their said county, a sum of money, not exceeding fifty pounds current money, for the use of the said Constant Disharoon.

C H A P. XIX.

Passed December 14.

An ACT to open a road from Swearingen's ferry on Patowmack river, in Washington county, to the iron-works and mills at the mouth of Anti-catem, and from thence into the main road leading to Frederick-town, in Frederick county.

Preamble.

WHEREAS it is represented to this general assembly, by the petition of sundry inhabitants of Washington county, that they find it inconvenient and troublesome to transport the produce of their farms to market, owing to their situation and distance from any public road; and this general assembly thinking the prayer of the said petition reasonable, and that it ought to be granted,

Commissioners appointed, &c.

II. *Be it enacted, by the General Assembly of Maryland,* That William Good, Thomas Cramphin, and Benoni Swearingen, be and they are hereby appointed commissioners for the purposes in this act mentioned; and the said commissioners, or any two of them, are hereby authorized to lay off and open as aforesaid, at the expence of the subscribers of the said petition, a waggon road, not exceeding thirty-three feet wide, from Benoni Swearingen's ferry, on the Patowmack river, to the iron-works and mills at the mouth of Anti-catem, and from thence to intersect the main road leading to Frederick-town at or near Thomas Hogg's; and the said road, when so laid out and opened, and cleared and completed at the expence of the said subscribers, and after the valuation herein after directed to be made, and the damages hereby directed to be assessed shall be paid, or secured to the individuals concerned, shall be recorded among the records of Washington county court, and be thereafter deemed and taken to be a public road for ever, and shall be kept in repair in the same manner as other public roads are directed to be kept in the said county.

Who may appoint a treasurer, &c.

III. *And be it enacted,* That the said commissioners may appoint one of their number as treasurer, who is hereby enjoined and empowered to collect and receive all monies subscribed, or that may be subscribed, for the purpose of laying out and clearing the said road, and such subscribers are hereby directed to pay their several subscriptions to the treasurer appointed as aforesaid; and if any person shall neglect or refuse to pay the sum subscribed, the said treasurer, or any of the said commissioners in the name of the whole, may and is hereby authorized to sue for, recover and receive the same; and the said monies, when received, shall be applied by the said commissioners, or any two of them, to the purposes of this act.

And ascertain damages, &c.

IV. *And be it enacted,* That the commissioners aforesaid shall ascertain and value what damages may be sustained by any person or persons through whose lands the said road may pass, by opening and clearing the same, and the said valuation shall be made before the said commissioners shall proceed to open and clear the